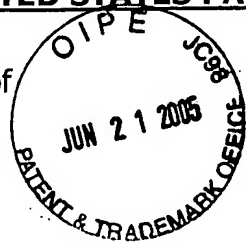


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of



WAKAHARA et al

Serial No. 10/790,779

Filed: March 3, 2004

For: THERMOSTAT MALFUNCTION DETECTING SYSTEM FOR ENGINE COOLING SYSTEM

Confirmation No. 3219

Allowed: May 19, 2005

Atty. Ref.: 2018-852

Group: 2855

Examiner: McCall

* * * * *

June 21, 2005

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

REQUEST TO APPLY ISSUE FEE TO NEW NOTICE

It is respectfully requested that the issue fee and advanced order (patent copies) fees (\$1712) paid February 23, 2005 be applied to the Notice of Allowance and Fee(s) due (PTOL-85) mailed May 19, 2005. As suggested in the Decision on Petition mailed April 15, 2005, this request is accompanied by the new Issue Fee Transmittal Form PTOL-85(b) and a copy of the April 15, 2005 Decision.

Should any further fees be required for this application to proceed to grant, please charge such fees to our Deposit Account No. 14-1140 under Order No. 2018-852.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:

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MVL
2018-852



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ARLINGTON, VA 22201-4714

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APR 15 2005

OFFICE OF PETITIONS

In re Application of
Keji Wakahara, et al.
Application No. 10/790,779
Filed: March 3, 2004
Attorney Docket No. 2018-852

ON PETITION

This is a decision on the petition, filed April 14, 2005, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

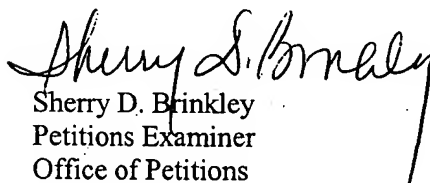
The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on February 23, 2005 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries relating to this decision should be directed to the undersigned at (571) 272-3204.

The application is being referred to Technology Center AU 2855 for further processing of the request for continued examination under 37 CFR 1.114.


Sherry D. Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form **must** be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).